

LOWER WINDSOR TOWNSHIP  
BOARD OF SUPERVISORS  
NOVEMBER 5, 2020  
REGULAR MEETING  
6:30 PM

This meeting was conducted both in person and electronically pursuant to Governor Wolf's Order that the maximum room capacity is limited to 25 (which includes staff)  
Masks and social distancing required

The Lower Windsor Township Board of Supervisors held its regular meeting in person and electronically at the Township Community Building at 2425 Craley Road, Wrightsville PA. Chairman Miller called the meeting to order at 6:30 pm with a pledge to the flag and asked for a moment of silence for Robert Kline, our previous tax collector, who died today. Also present were Supervisors Donald Schock and George Yakubowski; Township Manager Sande Cunningham; Secretary-Treasurer Linda Zimmerman; Zoning Officer Monica Love; Solicitor John Herrold; Engineer John Klindedinst and Chief Dave Arnold. Patrons: 12 in person and 9 electronically.

PUBLIC COMMENT:

1. SHIELA WINTER: Ms. Winter, who has an environmental degree, agrees with the comments Mr. Evgeniadis, the Riverkeeper, offered at our October 8 meeting. She is suggesting that we stand up and fight the landfill expansion as a crime against humanity.
2. GAIL DRUCK: Commented she does not see a problem with the landfill. We already have the landfill and pollution, so why not keep it here, not move to somewhere else.
3. TOM DRUCK: Commented about the devaluation of property and feels it has not happened yet. As for the landfill, if we did not have one already, he would be against it. Others mentioned motives are for the money. He said that our supervisors have a tough job, and we should not judge them. We must come together and look for solutions.
4. MS. MUMMERT: She questioned the meeting schedule because we are meeting earlier this month. Ms. Cunningham explained that because of the York County Convention scheduled for second Thursday of November we move our meetings to the week earlier. Ms. Mummert had several questions/comments:
  - a. Have we made any progress on Mr. Bowers water testing? Chairman Miller explained the landfill was to take samples.
  - b. Public water on Gun Club Road. Chairman Miller noted that public water runs from York city into East Prospect Borough.
  - c. Expressed she is against the Landfill expansion. Does not want to give up Red Front Road. Can we put a counter to read how many travel that road?
  - d. Questioned the tipping fee. Chairman Miller noted we received \$.97 per ton.
  - e. Why are we getting trash from all states around us?
  - f. Noted the township building has been paid off by landfill money , but she is still paying on her house.

- g. How many have looked at the Landfill lately? All Supervisors expressed they travel by the landfill almost every day.
  - h. Suggested the Board come down and look at the homes on Gun Club and East Prospect Roads.
  - i. Noted we have 10 or more attractions in our area and said she does not think anyone else has these in their areas.
5. MIKE BOYER: Not in favor of landfill and does not want to see the valley destroyed. We must try and limit the impact of the landfill. We may need to tax residents to cover the money lost. Mr. Boyer also commented we have a fantastic road crew.
  6. CHAIRMAN MILLER: Commented that we had a budget meeting last week and we had 2 people in attendance. What happened to all the people who said they had ideas on how to make up the money we will lose if we do not have the landfill?
  7. BONNIE LAUER: Commented that she heard someone say this is a done deal, and she wanted to clarify that at the last meeting the Board said this was not a done deal. Mrs. Lauer also asked the Board to create a citizens advisory group to work on budget ideas. Supervisor Schock suggested that they write down suggestions and send them in.
  8. JOHN BOWSER: Commented he would be willing to serve on the citizens advisory group for the budget to help generate ideas. Also pointed out that the comprehensive plan did not include a new landfill or a Walmart, but he would rather see a Walmart than a landfill. We may need to increase real estate tax but that would not be as bad as a new landfill.
  9. STEVE KAUFOLD: Thanked the Board for what they do. Asked how you find out about meeting dates and times. Staff replied it is on our website and the sign out front.
  10. BRUCE KELLY: Commented about looking at other avenues for a host agreement and asked will the final agreement be available for review before approval. Can we get names of who is in the group that is working on the host agreement? Chairman Miller said Supervisor Schock is representing the Township in the negotiation with the Landfill. Mr. Kelly wants to make sure that the person representing the Township has no affiliation with the landfill.
  11. GUS CARPIO: Noted he was not aware of the budget meeting, but it was not because of lack of interest. Chairman Miller noted we scheduled that meeting at the October 8 Board meeting.
  12. BONNIE LAUER: Are there only meetings for Supervisors and management? Public meetings include Board of Supervisors, Planning Commission and Zoning Hearing Board are advertised and open for all to attend.

APPROVAL OF MINUTES: OCTOBER 8 AND 29, 2020: Motion by Supervisor Schock, seconded by Supervisor Yakubowski to approve the minutes of both meetings as presented, motion carried.

#### REPORTS:

1. POLICE: Chief Arnold submitted his report for review.
  - a. Chief Arnold noted Ofc. Jackson is currently attending Crisis Intervention Training (CIT). Ofc. Neff is scheduled to attend next year. Ofc. Leach attended last year.
  - b. Supervisor Yakubowski expressed that this Board will not defund the police.
  - c. Body cameras are on order and should be here in the next few months.

2. MANAGER: Ms. Cunningham submitted her report.
  - a. Ms. Olewiler requested a hidden driveway sign or a speed reduction sign with flashing lights or high reflective surface sign be installed at 2975 Craley Road. By consensus, the Board authorized Ms. Cunningham to send a letter to PennDot requesting a traffic safety study on that portion of Craley Road.
  - b. Heather Bitner from York Co Planning asked if a letter could be provided to them in response to taking ownership of the bridge at Fishing Creek. Motion by Supervisor Schock, seconded by Supervisor Yakubowski to send a letter informing them that the Township does not want ownership of the bridge at Fishing Creek.
  - c. Eastern York School District contacted Ms. Cunningham regarding an issue with entering Winters Road from Craley Road stating there is a blind corner to oncoming traffic. The Board discussed the intersection and authorized Ms. Cunningham to send a letter to PennDot requesting a traffic safety study.
  - d. CARES Act: Ms. Cunningham reported we received \$2,817 reimbursement from the County for items purchased due to COVID-19 protocols.
3. SOLICITOR: Atty Herrold submitted his report.
  - a. Atty Herrold will assume "of counsel" status with the firm and will not be taking on new clients and will be wrapping up on items he is working on and will be available for any questions or advisement. Atty Andrew Herrold will be attending meetings in the future.
4. ENGINEERING: Mr. Klindedinst submitted his report.
  - a. Salem Road Traffic Study: Attended a PSATS webinar to review revisions to MUTCD regarding warning signs on curves. We were expected to test all curves by December 31, 2019. C. S. Davidson is willing to purchase the ball bank equipment and show the Roadmaster how to perform the test. This test will show the degree of outward force and determine off a chart what sign is recommended or required. Additionally, the seminar also talked about changes to one-way and stop sign regulations.
5. HIGHWAY: Mr. Miller submitted reports for October and November.
6. EMERGENCY SERVICES: Received reports from EMA, CVAC, and East Prospect Fire Co.
7. RECREATION AUTHORITY:
  - a. The Rec Authority is moving into their new office at Hellam Township.
  - b. They have received donations from York Co Strong, Walmart and Dicks Sporting Goods.
  - c. Asked for direction on use of fields and repairs to facilities. If it is a major repair, they will provide it in writing for approval.
  - d. When the Rec director applies for grants will we allow her to use the Lower Windsor Township name. By consensus, the Board agreed that the grants can be in the Township name.

#### ZONING:

1. TOME FARMS – PLAN 608-20SLD – AG DISTRICT: This is an add on lot subdivision plan located on Tome Farms Lane. The plan proposes to remove .5582 ac from Lot 2 (85 Tome Farms Lane) and adding it to Lot 1 (33 Tome Farms Lane).

Mr. Tome is requesting waiver from Section 403.t (showing all street information within 400') and Section 403.jj.1 (Soil types and classifications). There are 3 conditions to be met. 1) all administrative items must be addressed prior to plan recording; 2) notarized signature of all owners; 3) final plans recorded and submitted electronically and new deeds shall be required to be recorded for both lots. Motion by Supervisor Yakubowski, seconded by Supervisor Schock to approve the 2 waivers, motion carried. Motion by Supervisor Schock, seconded by Supervisor Yakubowski to approve the plan upon the 3 conditions being addressed, motion carried.

OLD BUSINESS:

1. AUTHORIZE TO ADVERTISE 2021 BUDGET: Mrs. Zimmerman noted that all changes from the budget workshop have been made and questioned if the Board decided on the building water testing for 2021. Supervisor Shock compared the costs for testing of the building water and determined that it would save money by going with Martin's Water Conditioning to perform our water tests. Motion by Supervisor Yakubowski, seconded by Supervisor Schock to authorize the advertisement of the 2021 Budget for adoption, motion carried.

NEW BUSINESS:

1. KOCHENAUR, EARNEST, SMYSER & BURG – ACKNOWLEDGE AD FOR 2020 AUDIT: Ms. Cunningham noted this will approve the contract with them and authorize advertisement of the audit being conducted by KESB. Motion by Supervisor Schock, seconded by Supervisor Yakubowski to approve the contract and authorize advertisement, motion carried.
2. SPCA AGREEMENT: Motion by Supervisor Schock, seconded by Supervisor Yakubowski to approve the contract with SPCA of York in the amount of \$3,801.73, motion carried.
3. ANIMAL CONTROL SERVICES CONTRACT – KLUGH ANIMAL CONTROL: Motion by Supervisor Schock, seconded by Supervisor Yakubowski to approve the contract with Klugh Animal Control, motion carried.
4. AUTHORIZE TO ADVERTISE 2021 MEETINGS: This is the ad for the meeting dates for the Board of Supervisors, Planning Commission, Zoning Hearing Board, Elected Board of Auditors and EYCEMA. Motion by Supervisor Schock, seconded by Supervisor Yakubowski to authorize the ad for the meeting dates for 2021, motion carried.
5. APPROVAL OF BILLS: Motion by Supervisor Yakubowski, seconded by Supervisor Schock to approve the bills as listed in the amount of \$253,775.29, motion carried.
6. OTHER PERTINENT BUSINESS: Thanked Atty Herrold for his job as solicitor.

Meeting adjourned at 7:43 pm.

Respectfully submitted

Linda J. Zimmerman  
Secretary